

COTTONWOOD CREEK DISTRIBUTION SYSTEM

ANNUAL MEETING

FEBRUARY 16, 1994

The annual meeting of the Cottonwood Creek Distribution System was called to order by Chairman Eugene Johansen at 10:10 a.m. Mr. Johansen asked Mark Page to read the minutes from the 1993 annual meeting. There were no additions or corrections to be made. A motion was made by Carly Burton and seconded by Craig Johansen to accept the minutes as read. The vote was unanimous.

Chairman Johansen asked Mr. Lee Sim, Assistant State Engineer for Distribution, to review the 1993 financial statement. Mr. Sim indicated that as of January 1, 1993 there was \$5,432.84 in the trust account. Receipts for the year were \$11,884.08 for regular assessments, \$45.37 in delinquent penalties, and \$226.50 in interest, totaling \$12,155.95. Expenditures for the year totalled \$11,633.26. It should be noted that the budget was exceeded in the retirement item by \$6.85, and equipment expenses in the amount of \$5.00. However, actual expenses were \$466.74 under budget. There are two delinquent accounts that need to be collected totaling \$443.56. The balance of funds in the trust account as of December 31, 1993 was \$5,955.53. Following a brief discussion, a motion was made by Kyle Singleton and seconded by Ross Huntington to accept the financial statement as read. The motion passed.

The next item of business to come before the water users was a brief report by Commissioner Clyde Magnuson. Mr. Magnuson indicated that 1993 was a very good water year. He indicated that a total of 47,654 acre-feet of water was used on the system, of which 4677 acre-feet was project water. It should be pointed out that the Power Company used 3408 acre-feet of primary water, and 7748 acre-feet of project water, for a total of 11,156 acre-feet. He stated that on January 1, 1994 there was 42,000 acre-feet of water in Joes Valley Reservoir, compared to 26,500 acre-feet in 1993. Following the Commissioner's report, Carly Burton made a motion to accept the report and thanked Commissioner Magnuson for his service. The motion was seconded by Ross Huntington and all voted in the affirmative.

The budget was the next item of business to be discussed. Chairman Johansen indicated that a small increase in the Commissioner's salary should be made, and the equipment expenses in the 1993 budget should be eliminated. As a result, the following budget was recommended:

Salary	\$7350.00
Social Security	563.00
Retirement	1010.00
Travel Expenses	2330.00
Bonding Expenses	100.00
Health & Life Insurance	162.00
Annual Report	150.00
Miscellaneous	56.00
Total	\$11,721.00

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A motion was made by Craig Johansen to accept the budget as prepared and set the assessment at \$11,300.00. Ross Huntington seconded the motion, and the motion passed.

Chairman Johansen indicated that a recommendation should be made to the State Engineer for the appointment of a Commissioner for 1994. Carly Burton made a motion that Clyde Magnuson be recommended for reappointment. Mark Williams seconded the motion and the vote was unanimous.

The appointment of a Committee to serve during the 1994 irrigation season was the next item of business. Craig Johansen made a motion that the same committee that served in 1993 be retained for the coming year. Clyde Magnuson seconded the motion and all present voted in favor of the motion. The 1994 Committee is as follows:

Eugene Johansen	Chairman
Ross Huntington	CCCIC
Kyle Singleton	Industrial Users
Arthur Olsen	Upper Users
Mark H. Williams	Lower Users

Mr. Sim indicated to the group that in the past, the trust fund monies have been on deposit with Zion's Bank. However, it has recently been brought to his attention that these funds should be deposited with the State Treasurer. He anticipates that this transfer will take place in January of 1995. This should provide an economic benefit to the water users because the State Treasurer currently pays a higher rate of interest than private banking institutions.

In a second matter of business, Mr. Sim indicated that the Division of Water Rights, through a Cooperative Agreement with the USGS maintains various stream gaging stations in conjunction with the Cottonwood Creek Distribution System. He indicated that the expense is increasing each year and in the near future, it may become necessary to eliminate additional stations, or ask for assistance from the water users. The other alternative would be for the distribution system to take over the operation and maintenance of the gaging stations.

Chairman Johansen indicated that the Emery County Commission had recently been approached by representatives of the BLM indicating that they were supporting a move to reclassify the streams in the San Rafael Drainage system to require increased water quality for the development of an improved fishery. He felt that this would create a major impact on the water users, and as a result, was opposed to such a reclassification and any demands that may be made on the water users. It should also be noted that the County is also opposing this effort.

He also inquired as to the present status of the adjudications in the San Rafael Drainage. He encouraged the Division of Water Rights to move ahead with the court proceedings, and obtain the decrees. Mr. Sim indicated that as soon as representation can be provided from the Attorney General's office, this adjudication would be considered for further action.

Dixie Thompson, Emery County Commissioner addressed the water users and indicated that there is a Western States Water Coalition that has been formed to deal with the intrusion of the federal government into states rights, particularly as it relates to the EPA and the Clean Water Act. She stated that Utah was well represented, and that the group was active and should provide adequate representation to protect local government rights. However, she did encourage the local water users to become more involved with these issues.

A second item that Commissioner Thompson was concerned about dealt with the recent sale of land from various coal companies to private ownership, particularly on the Huntington Creek drainage. She indicated that the potential for development is great, and in order to help protect the watershed and control the growth, it is anticipated that these areas will be re-zoned to require 40 acres of land for any type of development. It is also anticipated that the county will require sealed sewage systems. She asked for the support of the water users in these matters as they proceed.

Chairman Johansen thanked all who were present and adjourned the meeting at 10:55 a.m.

Those present included:

Kyle Singleton	UP&L
Ross C. Huntington	Cottonwood Creek Irr. Co.
Mark H. Williams	Wilcox Seely Ditch
Clyde J. Magnuson	Cottonwood Creek Commissioner
John S. Larsen	Div. of Water Rights - SLC
Craig Johansen	Cottonwood Creek Irr. Co.
Carly Burton	UP&L
Carly Burton Sr.	Self
Dixie Thompson	Emery County Commissioner
Kent Petersen	Emery County Commissioner
Lee Sim	Div. of Water Rights - SLC
Mark Page	Div. of Water Rights - Price